

**CERTIFIED FOR PARTIAL PUBLICATION**  
**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA**  
**FIRST APPELLATE DISTRICT**  
**DIVISION FOUR**

LESLEY EMMINGTON JONES et al.,  
Plaintiffs and Appellants,  
v.  
THE REGENTS OF THE UNIVERSITY  
OF CALIFORNIA,  
Defendant and Appellant.

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A123948  
  
(Alameda County  
Super. Ct. No. RG07341224)  
ORDER MODIFYING OPINION  
[NO CHANGE IN JUDGMENT]

BY THE COURT:

The opinion filed March 12, 2010, and modified and certified for partial publication on April 7, 2010, is further modified to except part II.B.2 from publication.

Dated: \_\_\_\_\_ P.J.

Trial Court:	Alameda County Superior Court.
Trial Judge:	Honorable Frank Roesch.
Counsel for Appellant:	Michael Lozeau.
Counsel for Respondent:	Cox, Castle & Nicholson, Michael H. Zischke; Lawrence Berkeley National Laboratory, Nancy M. Ware.